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15 DOLLAR TREE STORES, INC.

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA

18 MIGUEL A. CRUZ, and JOHN D. HANSEN,  
19 individually and on behalf of all others  
similarly situated,

20 Plaintiffs,

21 v.

22 DOLLAR TREE STORES, INC.,  
23 Defendant.

24 ROBERT RUNNINGS individually, and on  
25 behalf of all others similarly situated,

26 Plaintiff,

27 v.

28 DOLLAR TREE STORES, INC.,  
Defendant.

CASE NO. C 07 2050 SC (ENE) and  
CASE NO. C 07 04012 SC

**STIPULATION AND [PROPOSED]  
ORDER REMOVING CASES FROM  
ENE OR EXTENDING DEADLINE  
TO HOLD AN ENE SESSION**

**JUDGE:** Hon. Samuel Conti  
**COMPLAINTS FILED:** April 11, 2007  
July 6, 2007  
**TRIAL DATES:** No dates set.

1           The parties hereby request an extension of the deadline to hold the ENE  
2 session and a corresponding continuation of the pre-session telephone conference as  
3 the Court is currently considering the Motions for Summary Judgment filed by the  
4 defendant against Plaintiffs John Hansen and Robert Runnings. As the ruling upon such  
5 motions is likely to have significant impact upon the parties' view of their respective  
6 cases, it is difficult for the parties to prepare for an ENE session without the benefit of  
7 such ruling.

8           As a result the parties do not believe a session at this time will be  
9 productive.

10          The parties therefore jointly request that these cases be removed from the  
11 ENE program, and that the possibility of ADR be addressed in the future when these  
12 cases are more fully developed. In the alternative the parties request that the deadline  
13 to hold the ENE session be extended to September 1, 2008, and that the pre-session  
14 telephone conference set for April 14, 2008 be correspondingly postponed.

15           **It is so stipulated.**

1 DATED: April 7, 2008

KAUFF MCCLAIN & MCGUIRE LLP

2  
3 By: \_\_\_\_\_  
4 ALEXANDER HERNAEZ  
Attorneys for Defendant  
DOLLAR TREE STORES, INC.

5 DATED: April 7, 2008

SCOTT COLE & ASSOCIATES, APC

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8 By: \_\_\_\_\_  
CARRIE S. LIN

9 Attorneys for Plaintiff  
ROBERT RUNNINGS

10 DATED: April 7, 2008

EDGAR LAW FIRM

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12  
13 By: \_\_\_\_\_  
JEREMY R. FIETZ

14 Attorneys for Plaintiffs  
MIGUEL A. CRUZ and JOHN D HANSEN

**PURSUANT TO STIPULATION, IT IS SO ORDERED** that

These cases be removed from the ENE program, and that the possibility of ADR be addressed in the future when these cases are more fully developed.

or

[The deadline to hold the ENE session be extended to September 1, 2008, and that the pre-session telephone conference set for April 14, 2008 be correspondingly postponed.]

DATED: \_\_\_\_\_, 2008

\_\_\_\_\_  
Samuel Conti, United States District  
Court Judge